

HONORABLE TANA LIN

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT TACOMA

BAINBRIDGE TAXPAYERS UNITE, a
Washington non-profit corporation; LEE
ROSENBAUM, an individual; and JANICE
PYKE, an individual,

Plaintiffs,

v.

THE CITY OF BAINBRIDGE ISLAND, a
municipal corporation; KOLBY MEDINA, an
individual; MORGAN SMITH, an individual;
COATES DESIGN, INC., a Washington
corporation; JOSEPH LEVAN, an individual;
and JOHN and JANE DOES 1-100, other
unknown individuals or legal entities who
participated in the complained of conducts,

Defendants.

NO. 3:22-CV-05491-TL

~~PROPOSED~~ ORDER GRANTING
STIPULATED JOINT MOTION TO DISMISS
RICO CLAIMS AND DEFENDANTS
COATES DESIGN, INC. AND MORGAN
SMITH

NOTE ON MOTION CALENDAR:
March 17, 2023

The Court has considered the Stipulated Motion to Dismiss RICO Claims and Defendants
Coates Design, Inc. and Morgan Smith (Dkt. No. 46) and now, therefore, ORDERS that Plaintiffs’
claims under 18 U.S.C. § 1962(c) and (d) (*see* Dkt. No. 32, First and Second Causes of Action (“RICO
claims”)) are DISMISSED WITH PREJUDICE and without an award of attorney’s fees or costs to any

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DEFENDANTS COATES DESIGN, INC. AND MORGAN
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Party, and that Defendants Coates Design, Inc. and Morgan Smith are DISMISSED as Parties to this action.

Dated this 21st day of March 2023.



Tana Lin
United States District Judge

Presented By:

CAIRNCROSS & HEMPELMANN, P.S.

BY: /s/ LINDSEY M. PFLUGRATH

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[PROPOSED] ORDER GRANTING STIPULATED JOINT
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Certificate of Service

I, Sara Webster, certify under penalty of perjury of the laws of the State of Washington that on March 17, 2023, I electronically filed this document entitled [PROPOSED] ORDER GRANTING STIPULATED JOINT MOTION TO DISMISS RICO CLAIMS AND DEFENDANTS COATES DESIGN, INC. AND MORGAN SMITH using the CM/ECF system which will send notification of such filing to the following persons:

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DATED this 17th day of March, 2023, at Seattle, Washington.

/s/ Sara Webster

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